

IN THE CLAIMS

Please amend the claims of the above-identified patent application without prejudice as follows, in accord with the OG Notice of January 31, 2003.

10/016,903

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HP/5-21550/A/CONT

1-31 (cancelled).

32. (currently amended): A method of preparing a cosmetic formulation of a lipophilic cosmetic active agent in the form of an aqueous nanodispersion, which steps consist essentially of

(α) mixing the components

(a) 0.1 to 30 % by weight of a phospholipid,

(b) 1 to 50 % by weight of a polyoxyethylene coemulsifier selected from the group consisting of polyethoxylated fatty alcohols, polyethoxylated fatty acids, polyethoxylated vitamin E derivatives, polyethoxylated lanolin and derivatives thereof, polyethoxylated fatty acid partial glycerides, polyethoxylated alkylphenols, polyethoxylated fatty alcohols and salts thereof, polyethoxylated fatty amines and fatty acid amides and polyethoxylated carbohydrates,

(c) 0.1 to 80 % by weight of a lipophilic component which is a natural or synthetic or a partially synthetic C₄-C₁₈triglyceride and a lipophilic cosmetically active agent, in which any cosmetically active agent is lipophilic and is always present in component (c), and

(d) 7.40 to 14.2 % by weight of ethanol,

with conventional stirring apparatus until a homogeneous clear liquid is obtained, and

(β) adding the liquid obtained in step (α) to a water phase, wherein step (β) is carried out in the absence of high shear or cavitation forces, and wherein the particles in the nanodispersion have an average diameter of <50 nm.

33. (previously added): A method according to claim 32, wherein step (α) is carried out in an anhydrous medium.

34. (cancelled).

35. (previously added): A method according to claim 32, wherein the nanodispersion comprises as component (c) a sunscreen or a fat-soluble vitamin.

36. (previously added): A method according to claim 32, wherein the nanodispersion is present in the cosmetic formulation in a concentration of 0.01 to 99 % by weight.

37. (previously amended): A cosmetic formulation in the form of a gel having incorporated therein a nanodispersion as defined in claim 32 comprising a lipophilic cosmetic active agent.

38. (previously amended): A cosmetic formulation in the form of a cream, lotion or milk having incorporated therein a nanodispersion as defined in claim 32 comprising a lipophilic cosmetic active agent.

39. (previously amended): A cosmetic formulation in the form of a stick having incorporated therein a nanodispersion as defined in claim 32 comprising a lipophilic cosmetic active agent.

40. (previously amended): A cosmetic formulation in the form of a spray or aerosol having incorporated therein a nanodispersion as defined in claim 32 comprising a lipophilic cosmetic active agent.

41. (previously amended): A cosmetic formulation in the form of a foam having incorporated therein a nanodispersion as defined in claim 32 comprising a lipophilic cosmetic active agent.

42. (previously amended): A cosmetic formulation in the form of a paste having incorporated therein a nanodispersion as defined in claim 32 comprising a lipophilic cosmetic active agent.

43. (previously amended): A cosmetic formulation in the form of a powder, lacquer, pellet or cosmetic make-up having incorporated therein a nanodispersion as defined in claim 32 comprising a lipophilic cosmetic active agent in which the nanodispersion is present in dehydrated form.